



National Park Service
U.S. Department of the Interior

Ulysses S. Grant
National Historic Site

7400 Grant Road
St. Louis, MO 63123

Superintendent's Compendium
Of Designations, Closures, Permit
Requirements and Other Restrictions
Imposed Under Discretionary Authority.

314-842-3298 phone
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Approved:

/s/ Timothy S. Good 08/08/2014
Timothy S. Good, Superintendent

A. INTRODUCTION

1. Superintendent's Compendium Described

The Superintendent's Compendium is the summary of park specific rules implemented under 36 Code of Federal Regulations (36 CFR). It serves as public notice, identifies areas closed for public use, provides a list of activities requiring either a special use permit or reservation, and elaborates on public use and resource protection regulations pertaining specifically to the administration of the park. The Superintendent's Compendium does not repeat regulations found in 36 CFR and other United States Code and CFR Titles, which are enforced without further elaboration at the park level.

The regulations contained in 36 CFR, Parts 1-7, are the basic mechanism used by the National Park Service (NPS) to preserve and protect the natural and cultural resources of the park and to protect visitors and property within the park. Parts 1 through 6 are general regulations applicable to all areas of the National Park system, and Part 7 contains special regulations specific to individual parks. Each of these Parts has many sections and subsections articulating specific provisions. Within some of these Part 1-7 sections and subsections, the Superintendent is granted discretionary authority to develop local rules to be responsive to the needs of a specific park resource or activity, park plan, program, and/or special needs of the general public.

As an example, 36 CFR 1.5(a) *Closures and Public Use Limits* provides the Superintendent certain discretion in allowing or disallowing certain activities. The authority granted by the Section, however, requires the Superintendent to comply with the Administrative Procedures Act (6 USC Section 551), which requires public notice on actions with major impact on visitor use patterns, park resources or those that are highly controversial in nature.

Another example is 36 CFR 1.6 *Permits*, which allows the Superintendent to require a permit for certain uses and activities in the park. This Section, however, requires that a list of activities needing a permit (and a fee schedule for the various types of permits) be maintained by the park.

A final example is 36 CFR 2.1(c) (1) *Preservation of Natural, Cultural and Archeological Resources*, which provides the Superintendent the authority to designate certain fruits, nuts, berries or unoccupied seashells which may be gathered by hand for personal use or consumption. This activity can occur, however, only if a written determination shows that the allowed activity does not adversely affect park wildlife, the reproductive potential of a plant species, or otherwise adversely affect park resources.

This Compendium should be used in conjunction with Title 36 CFR, Parts 1-7, to more fully understand the regulations governing the use and enjoyment of all the areas of the national Park system.

A copy of Title 36, CFR, can be purchased from the U.S. Government Printing Office at:

Superintendent of Documents
P.O. Box 371954
Pittsburgh, PA 15250-7954

The CFR is also available on the Internet at:

http://www.access.gpo.gov/nara/cfr/waisidx_05/36cfrv1_05.html

2. Laws and Policies Allowing the Superintendent to Develop This Compendium

The National Park Service (NPS) is granted broad statutory authority under 16 United States Code (U.S.C.) Section 1 *et seq.* (Organic Act of 1916, as amended) to "...regulate the use of the Federal areas known as national parks, monuments, and reservations...by such means and measures as conform to the fundamental purposes of the said parks...which purpose is to conserve the scenery and the natural and historic objects and the wildlife therein and to provide for the enjoyment of the same in such manner and by such means as will leave them unimpaired for the enjoyment for future generations" (16 U.S.C. Section 1). In addition, the NPS Organic Act allows the NPS, through the Secretary of the Interior, to "make and publish such rules and regulations as he may deem necessary or proper for the use and management of the parks, monuments, and reservations under the jurisdiction of the National Park Service" (16 U.S.C. Section 3).

In 1970, Congress amended the NPS Organic Act to clarify its intentions as to the overall mission of the NPS. Through the General Authorities Act of 1970 (16 U.S.C. Sections 1a1-1a8), Congress brought all areas administered by the NPS into one National Park system and directed the NPS to manage all areas under its administration consistent with the Organic Act of 1916.

In 1978, Congress amended the General Authorities Act of 1970 and reasserted system-wide the high standard of protection defined in the original Organic Act by stating "Congress further reaffirms, declares, and directs that the promotion and regulation of the various areas of the National Park system, as defined by Section 1 of this Title, shall be consistent with and founded in the purpose established by Section 1 of this Title, to the common benefit of all people of the United States."

16 U.S.C. Section 1c defines the National Park system as "...any areas of land and water now or hereafter administered by the Secretary of the Interior through the National Park Service for park, monument, historic, parkway, recreational, or other purposes."

In addition to the above statutory authority, the Superintendent is guided by established NPS policy as found in the *NPS Management Policies* (2006). The Superintendent is also guided by more specific policies promulgated by the Director, National Park Service, in the form of Director's Orders. As stated in the Management Policies, the primary responsibility of the NPS is to protect and preserve our national natural and cultural resources while providing for the enjoyment of these resources by visitor and other users, as long as use does not impair specific park resources or overall visitor experience. The appropriateness of any particular visitor use or recreational experience is resource-based and will vary from park to park; therefore, a use or activity that is appropriate in one park area may not be appropriate in another. The Superintendent is directed to analyze overall park use and determine if any particular use is appropriate. Where conflict arises between use and resource protection,

where the Superintendent has a reasonable basis to believe a resource is or would become impaired, than that Superintendent is obliged to place limitations on public use.

3. Consistency of This Compendium with Applicable Federal Law and Requirements

The Superintendent's Compendium is not considered a significant rule requiring review by the Office of Management and Budget under Executive Order 12866. In addition, this Compendium will not have a significant economic effect on a number of small entities nor impose a significant cost on any local, state or tribal government or private organization, and therefore does not fall under the requirements of either the Regulatory Flexibility Act or the Unfunded Mandates Reform Act.

The actions and requirements described in this Compendium are found to be categorically excluded from further compliance with the procedural requirements of the National Environmental Policy Act (NEPA) in Department of the Interior (DOI) Guidelines 516 DM 6 and as such, an Environmental Assessment will not be prepared.

4. Development of the Requirements of the Superintendent's Compendium

As outlined above, the NPS has broad authority and responsibility to determine what types of uses and activities are appropriate in any particular National Park system area. The requirements of the Superintendent's Compendium are developed through an analysis and determination process. The decision criteria used during this process are:

- Is there use or activity consistent with the NPS Organic Act and NPS policy?
- Is the use or activity consistent and compatible with the park's enabling legislation, management objectives, and corresponding management plans?
- Will the use or activity damage the park's protected natural and cultural resources and other protected values?
- Will the use or activity disturb or be in conflict with wildlife, vegetation, and environmental protection actions and values?
- Will the use or activity conflict with or be incompatible with traditional park uses and activities?
- Will the use or activity compromise employee or public safety?

5. Applicability of the Compendium

The rules contained in this Compendium apply to all persons entering, using, visiting or otherwise present on Federally owned lands, including submerged lands, and waters administered by the NPS within the legislative boundaries of the park. This includes all waters subject to the jurisdiction of the United States, including all navigable waters.

6. Enforcement of Compendium Requirements

NPS Law Enforcement Park Rangers enforce the requirements of the United State Code, 36 CFR, and this Superintendent's Compendium.

7. Penalties for Not Adhering to the Compendium Requirements

A person who violates any provision of the regulations found in 36 CFR, Parts 1-7, or provisions of this Compendium, is subject to a fine as provided by law (18 U.S.C. 3571) up to \$5,000 for individuals and \$10,000 for organizations, or by imprisonment not exceeding six months (18 U.S.C. 3559), or both, and shall be adjudged to pay all court costs associated with any court proceedings. You may receive a list of fines associated with any particular provision by contacting the Superintendent at the park address found below.

8. Comments on the Compendium

The Compendium is reviewed annually and revised as necessary. The park welcomes comments about its program and activities at any time.

Written comments on the Compendium may be submitted to:

Superintendent
Ulysses S. Grant National Historic Site
7400 Grant Road
Saint Louis, MO 63123

9. Effective Date of the Superintendent Compendium

The Superintendent's Compendium is effective on the approval date listed on the first page of this document, and remains in effect until revised for a period up to one year.

10. Additional Information

Some of the terms used in this Compendium may have specific meaning defined in 36 CFR 1.4 *Definitions*.

11. Availability

Copies of the Compendium are available at Ulysses S. Grant National Historic Site, 7400 Grant Road, Saint Louis, MO 63123. It may also be found at www.nps.gov/ulsg

B. SUPERINTENDENT'S COMPENDIUM

In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of **Ulysses S. Grant National Historic Site**. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

Written determinations, which explain the reasoning behind the Superintendent's use of discretionary authority, as required by Section 1.5(c), appear in this document identified by text boxes.

PART 1 – GENERAL PROVISIONS

The specific discretionary authority for Park Superintendents to establish reasonable schedules for visiting hours, impose public use limits, and close park areas for all public use or specific use is found at Title 36 Code of Federal Regulations (CFR) §1.5. These park-specific restrictions are also based upon 36 CFR, Chapters 1-7 to protect park resources, visitors and employees. Under CFR §1.7 notice of all restrictions, closures, designations and permit requirements will be made available to the general public by at least one or more of the following methods of notifications: maps, brochures, signs, permits, or other appropriate methods, as well as within this compendium. Finally any Records of Determination are available upon request under 36 CFR §1.5(c).

36 CFR § 1.1 Definitions

The following are terms derived under 36 CFR §1.4 or §1.5, used in this document. A more complete listing can be found in the CFR.

- *Bicycle* means every device propelled solely by human power upon which a person or persons may ride upon land having one, two or more wheels, except a manual wheelchair.
- *Camping* means erecting a tent or shelter of natural or synthetic material, preparing a sleeping bag or other material for use, parking a motor vehicle, motor home or trailer, or mooring a vessel for the apparent purpose of overnight occupancy.
- *Drinking* means consumption of any liquid beverage with the exception of water.
- *Electric powered mobility assistance devices* (e.g. electric scooters, wheelchairs, Segway® devices) means motor vehicle as defined below.
- *Electronic cigarette* means a battery-powered vaporizer which simulates tobacco smoking by producing an aerosol that resembles smoke. It generally uses a heating element known as an atomizer, that vaporizes a liquid solution known as e-liquid. Also known as e-cig or e-cigarette, personal vaporizer (PV) or electronic nicotine delivery system (ENDS).
- *Federal facility* means a building or part thereof owned or leased by the Federal Government, where Federal employees are regularly present for the purpose of performing their official duties (18 USC 930).
- *Firearm* means a loaded or unloaded pistol, rifle, shotgun or other weapon which is designed to, or may be readily concerted to expel a projectile by the ignition of a propellant.
- *Motor Vehicle* means every vehicle that is self-propelled and every vehicle that is propelled by electric power but not operated on rails or upon water, except a motorized wheelchair.
- *Overnight parking* means a vehicle parking continuously between 12 midnight and 6:00 a.m.
- *Park road* means the main-traveled surface of a roadway open to motor vehicles, owned, controlled or otherwise administered by the National Park Service.
- *Permit* means a written authorization to engage in uses or activities that are otherwise prohibited, restricted or regulated.
- *Pet* means a dog, cat or any animal that has been domesticated.
- *Public Use Limit* means the number of persons; number of type of animals; amount, size and type of equipment, vessels, mechanical modes of conveyance, or food/beverage containers allowed to enter, be brought in, remain in, or be used within a geographic area or facility may be occupied.
- *Segway* means motor vehicles as defined above.
- ***Service animals are defined as dogs that are individually trained to do work or perform tasks for people with disabilities.*** Examples of such work or tasks include guiding people who are blind, alerting people who are deaf, pulling a wheelchair, alerting and protecting a person who is having a seizure, reminding a person with mental illness to take prescribed medications, calming a person with Post Traumatic Stress Disorder (PTSD) during an anxiety attack, or performing other duties. Service animals are working animals, not pets. The work or task a dog has been trained to provide must be directly related to the person's disability. Dogs whose sole function is to provide comfort or emotional support do not qualify as service animals under the ADA. (www.ada.gov & 28 CFR 36.104)
- *Skateboard* means a board having a set of four wheels mounted under it or on the side, ridden in a standing, crouching or seated position.

- *Smoking* is the use or carrying of a lighted cigar, cigarette, pipe, or other tobacco product. A “*non-smoking area*” is defined as one where smoking is prohibited, as are all by-products created by burning tobacco.
- *Superintendent* means the official in charge of a park unit (area) as the authorized representative of the National Park Service.
- *Take or taking* means to pursue, hunt, harass, harm, shoot, trap, net, capture, collect, kill, wound, or attempt to do any of the above.
- *Unmanned aircraft* means a device that is used or intended to be used for flight in the air without the possibility of direct human intervention from within or on the device, and the associated operational elements and components that are required for the pilot or system operator in command to operate or control the device (such as cameras, sensors, communication links). This term includes all types of devices that meet this definition (e.g., model airplanes, quadcopters, drones) that are used for any purpose, including for recreation or commerce.
- *Wading* means walking in or through water.
- *Weapon* means a firearm, compressed gas or spring-powered pistol or rifle, bow and arrow, crossbow, blowgun, spear gun, hand-thrown spear, slingshot, irritant gas device, explosive device, or any other implement designed to discharge missiles, and includes a weapon the possession of which is prohibited under the laws of the State in which the park area or portion thereof is located.

36 CFR § 1.2 Applicability and Scope

The regulations and public use limits or restrictions contained in this document apply to all persons entering, using, visiting or otherwise within the boundaries of lands and waters, controlled, leased, administered or otherwise subject to the jurisdiction of the National Park Service, Ulysses S. Grant National Historic Site.

The regulations and public use limitations or restrictions contained in this document shall not be construed to prohibit administrative activities conducted by the National Park Service, or its agents, in accordance with approved management plans, or in emergency operations involving threats to life, property, or park resources.

36 CFR §1.5 – VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

(a)(1) The following visiting hours and public use limits are established for all or for the listed portions of the park, and the following closures are established for all or a portion of the park to all public use or to a certain use or activity:

I. SCHEDULE OF VISITING HOURS

- Ulysses S. Grant NHS is open from 9:00 a.m. to 5:00 p.m., seven days a week, except Thanksgiving Day, Christmas Day, and New Year's Day.

Reason for Determination:

The above schedule is in place to provide maximum Visitor and Resource Protection consistent with current staffing levels. These hours of operation meet the needs of current visitation trends for the park.

II. PUBLIC USE LIMITS

During most of the year those buildings and/or portions of buildings whose visitation is controlled by the National Park Service and which have not been designated as closed to the public are open for public visitation. From time to time, because of staffing shortages, special activities, severe weather, mechanical failures, or for maintenance purposes buildings may be closed to the public. The public will be notified of this by the posting of appropriate signs, via the Internet at: www.nps.gov/ulsg, by a park representative, or they may call 314-842-1867 for information.

- During interpretive tours of the historic main house, no more than a total of thirty people are allowed on the first floor at any one time. No visitors are allowed on the second floor.

Reason for Determination:

The historic main house is not constructed with modern materials and is therefore subject to wear and stress structurally. Limiting the total occupant capacity is necessary to guard against structural damage and prevent damage to furnishings, wall paper, and other décor that might occur if a room were overcrowded. The upstairs floor of the house is accessible by a narrow stairway which is not safely negotiated by the public. No interpretive media is available on the second floor of the house.

Closures:

- During maintenance procedures at Ulysses S. Grant NHS, any area may be closed to the public, to ensure safety. These areas will be clearly marked by construction perimeter fencing, roping, chaining, and/or taping, and may be secured by hasps and padlocks.

Reason for Determination:

Temporary closures for construction and/or repair activity are necessary to facilitate a safety zone and ensure the protection of employees and visitors. The park will adhere to regulatory requirements provided by OSHA or other regulatory body applicable to the activity at hand.

- Public access to the main house is limited to scheduled tours as set by any staff member at the visitor center desk.

Reason for Determination:

Guided tours of the main house ensure the protection of the structure, the furnishings contained within, and the interpretive media provided for a better understanding of the resource.

- In the main house, the basement, second floor, attic, and all associated staircases are closed to public use, with the exception of the exterior stair to the winter kitchen.

Reason for Determination:

The staircases are too narrow and steep for normal use by the public. The house is not accessible on the second floor and does not meet current fire code requirements, making the second floor and staircases unsafe in the event of an emergency evacuation.

- The ice house is closed to the public.

Reason for Determination:

Tours are not provided into the ice house. The building provides setting as a supporting structure contributing to the interpretive themes, however, the structure is too small to contain multiple visitors. An interpretive exhibit illustrating the use of the ice house may be viewed by visitors from outside the doorway.

- The brown loop road is closed to bicycle, motorized vehicle, and roller blade use. Bicycles may be walked by the user through this area. No vehicles are allowed on the brown loop road except maintenance, EMS, fire, and by special use permit.

Reason for Determination:

The road is intended for pedestrian traffic participating in formally led interpretive tours or visitors self-guiding through the historic site. The road is not a wide thoroughfare capable of safely allowing vehicular traffic or bicycling with the pedestrian traffic already in place. Primary access to this road is through the Visitor Center. Other uses of this road would detract from the interpretive programming and historic setting the site is there to convey.

- Food, drinks, and chewing gum are not allowed within any historic structure except by permit.

Reason for Determination:

The prohibition of consumable items in the historic structure guards against inadvertent spills, litter, or the potential to attract pests that may be attracted to or damage the building.

The prohibition of consumable items from the main floor of the Visitor Center guards against inadvertent spills, litter, or damage to the carpet, flooring, store displays, and theater seating.

- All parking areas in the park are closed to camping and overnight parking, with the exception of those areas park employees are authorized to park.

Reason for Determination:

Since overnight use and camping is prohibited in the park there is no valid reason for a vehicle to remain in the park overnight unless the National Park Service has been previously advised and authorized its presence overnight.

- Parking in the Visitor Center parking lot for purposes other than visiting or conducting business with the National Park site.

Reason for Determination:

The parking area at ULSG is small and capably serves only those that are patronizing the park itself. The lot is not large enough to facilitate parking for the historic site and local businesses or attractions.

ENGINE IDLING

The idling of any vehicle engine that produces exhaust is restricted to loading and unloading of passengers.

Reason for Determination:

The idling of bus engines adds unnecessary exhaust fumes to the air and diminishes the enjoyment by visitors of the peace and tranquility of the park. Due to the nature of the service provided by the shuttle busses, they are excluded from the requirement.

a)(2) The following areas have been designated for a specific use or activity, under the conditions and/or restrictions as noted:

UNMANNED AIRCRAFT:

- Launching, landing, or operating an unmanned aircraft (UA) from or on lands and waters administered by the National Park Service within the boundaries of the Ulysses S. Grant National Historic Site is prohibited except as approved in writing by the superintendent.

Reason for Determination:

The use of unmanned aircraft within the boundaries of Ulysses S. Grant National Historic Site has the potential to harm visitors, disturb wildlife, cause excessive noise, and interfere with other visitors' enjoyment of the area. There are no safe areas to launch and recover such aircraft. The UAs also create a potential hazard for crashing if the operator loses control or connection to the aircraft.

CAMPING:

- There are no designated camping areas within the boundary of Ulysses S. Grant NHS.

Reason for Determination:

There are no camp grounds or locations, programs, or facilities for camping within the park.

PETS:

- Please refer to §2.15 "Pets".
- Prohibitions or restrictions do not apply to:
 - Emergency search and rescue missions; or
 - Law enforcement patrol or bomb dogs; or
 - Qualified service dogs accompanying persons with disabilities per the American Disability Act. (NOTE: Companion animals are not service animals and have no access rights under federal statute.)

Reason for Determination:

Consistent with public health and safety, the protection of natural and cultural resources, and avoidance of conflict among visitor use activities, pets must be restricted. It is recognized that many park visitors have pets and they are permitted where they do not jeopardize basic park values. This does not apply to service animals as covered under the Americans with Disabilities Act.

GLASS BOTTLES/CONTAINERS:

- Possession of glass bottles and containers, with the exception of baby bottles and souvenir items purchased at park concession operations for at-home consumption, is prohibited within the boundary of Ulysses S. Grant NHS.

36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

(f) The following is a compilation of those activities for which a permit from the superintendent is required: (314) 842-1867 or visit the park website www.nps.gov/ulsg

- 1.5(d) The following activities related to Public Use Limits:
 - Restricted Use Vehicles
 - Entry into closed area
- §2.5(a) Specimen collection (Take plant, fish, wildlife, rocks or minerals)
- §2.12 Audio Disturbances:
 - (a)(3) Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas
 - (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.17 Aircraft & Air Delivery:
 - (a)(3) Delivery or retrieval of a person or object by parachute, helicopter or other airborne means
 - (c)(1) Removal of a downed aircraft
- §2.37 Soliciting or demanding gifts, money goods or services (Pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52)
- §2.38 Explosives:
 - (a) Use, possess, store, transport explosives, blasting agents
 - (b) Use or possess fireworks
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events
- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views over 25 people
- §2.52(c) Sale or distribution of printed matter that is not solely commercial advertising
- §2.62 Memorialization:
 - (a) Erection of monuments (Requires approval from Regional Director)
 - (b) Scattering ashes from human cremation
- §5.1 Advertisements - (Display, posting or distribution.)
- §5.3 Engaging in or soliciting any business (Requires a permit, contract or other written agreement with the United States, or must be pursuant to special regulations).

- §5.5 Commercial Photography/Filming:
 - (a) Commercial filming of motion pictures or television involving the use of professional casts, settings or crews, other than bona fide newsreel or news television
 - (b) Still photography of vehicles, or other articles of commerce or models for the purpose of commercial advertising.
- §5.7 Construction of buildings, facilities, trails, roads, boat docks, path, structure, etc.

Inquiries about special use activity requirements and permit applications may be made by contacting Superintendent, Ulysses S. Grant National Historic Site, 7400 Grant Road, Saint Louis, MO 63123. (telephone 314-842-1867, fax 314-842-1659).

Reason for Determination:

Activities listed above require Special Use Permits due to their potential for impact on visitation patterns, enjoyment, or other areas of the park, thereby requiring regulation by the Superintendent or his/her designee.

36 CFR §1.7 – Public Notices

Copies of this compendium and activity area maps are available on the Internet at www.nps.gov/ulsg and available upon request at:

Superintendent
Ulysses S. Grant National Historic Site
7400 Grant Road
Saint Louis, MO 63123
314-842-1867

GENERAL REGULATIONS

36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

(a)(5) Walking on, climbing, entering, ascending, descending, or traversing an archeological, or cultural resource, monument, or statue, except in designated areas and under conditions established by the superintendent.

Reason for Determination:

This prohibition exists because there are numerous cultural resources (the main house itself is considered a cultural resource) throughout the park that may be irrevocably damaged or cause a public safety concern.

(a)(7) Possessing or using a mineral or metal detector, magnetometer, side scan sonar, other metal detecting device, or sub bottom profiler.

Reason for Determination:

The grounds are a highly manicured cultural landscape where the use of such devices adversely affects the park resource.

(c)(1), (c) (2) The following fruits, nuts, berries or unoccupied seashells may be gathered by hand for personal use or consumption, in accordance with the noted size, quantity, collection sites and/or use or consumption restrictions:

- The collection of fruits, berries, or nuts (with the exception of black walnuts) shall be limited to that which a visitor will consume on site. Black walnuts may be collected and removed for personal use in the amount equal to one standard brown paper shopping bag, per visitor. Trees may not be climbed or shaken, nor shall any mechanical means be used to reach, collect, or knock loose fruits, nuts, or berries.

Reason for Determination:

The allowable quantities will not adversely affect park wildlife, the reproductive potential of a plant species, or otherwise adversely affect park resources

36 CFR §2.2 - WILDLIFE PROTECTION

(e) The following areas are closed to the viewing of wildlife with the use of an artificial light:

- The entire park is closed to viewing wildlife by artificial light.

Reason for Determination:

The purpose of this regulation is to protect park wildlife from poaching activity and the effect of temporarily blinding the animal and potentially jeopardizing its safety. NOTE: Night vision devices are not artificial lights; however, infrared lighting /beams are considered artificial lights and are included in this prohibition.

36 CFR §2.3 – FISHING

(a) The following State fishing laws and/or regulations, as noted, do not apply in the listed areas:

- None

Reason for Determination:

There are no viable fishing areas within the Historic Site.

36 CFR §2.4 – WEAPONS, TRAPS, AND NETS

(h) Notwithstanding any other provision in this Chapter, a person may possess, carry, and transport concealed, loaded, and operable firearms within a national park area in accordance with the laws of the state in which the national park area, or that portion thereof, is located, except as otherwise prohibited by applicable Federal law.

- This authority does not extend to Federal facilities within the park (18 U.S.C. 930(a)). Federal facilities include: the Visitor Center, the Maintenance facility, the main house, the summer kitchen, and the stables/museum.

Reason for Determination:

Park regulation cannot be less restrictive than United States Code.

36 CFR §2.11 – PICNICKING

- Individual and family picnicking is limited to picnic baskets, brown bagging, lunch boxes and the like as there are no designated picnic sites or picnic tables.
- Picnicking around the loop road, the main house, or by any of the ancillary buildings is prohibited.

Reason for Determination:

No picnic tables or facilities for picnicking are provided in the park.

36 CFR 2.13 – FIRES

(a)(1) The lighting or maintaining of fires is generally prohibited, except as provided for in the following designated areas and/or receptacles, and under the conditions noted:

Designated Areas:

- None

Receptacles Allowed:

- None

Established Conditions for Fires:

- None

(a)(2) The following restrictions are in effect for the use of stoves or lanterns:

- No lantern, stove, or other open flame may be used inside the main house, or any of the ancillary buildings surrounding the main house.

Reason for Determination:

These requirements are intended to protect historic buildings from being destroyed by fire.

36 CFR §2.15 – PETS

(a)(1) The following structures and/or areas are closed to the possession of pets:

Pets are not allowed inside any historic structure or the Visitor Center.

Reason for Determination:

Consistent with public health and safety, the protection of natural and cultural resources, and avoidance of conflict among visitor use activities, pets must be restricted. Pets are not considered compatible with the broad park goal of minimal visitor impact nor are they inherently suitable for adapting quickly to a strange environment often involving close association with strange persons or other animals. It is recognized that many park visitors have pets and they are permitted where they do not jeopardize basic park values. This does not apply to service dogs as defined under the ADA.

(a)(3) Leaving a pet unattended and/or tied to an object:

- Pets will not be left in areas where food, water, shade, ventilation and other basic needs are inadequate.
- Pets will not be left tied to light poles, handrails, or trees.
- Leashes will not exceed 6 foot length.

Reason for Determination:

These requirements are intended to protect visitors, natural resources, park structures and to ensure pets are properly cared for while in the park.

(a)(5) Pet excrement must be disposed of in accordance with the following conditions:

- In all areas of the park pet excrement shall be removed immediately from the park or deposited in a refuse container by the person(s) controlling the pet(s).

Reason for Determination:

The grounds are a highly developed cultural and natural resource within an urban area where concentrations of people gather. This restriction is intended to reduce any possible conflict between users and to provide for a healthy safe environment.

36 CFR §2.16 – HORSES and PACK ANIMALS

(a) The use of horses or pack animals is permitted on the following trails, routes or areas:

- Use is prohibited unless it is a horse mounted police / patrol unit or part of a park sponsored program.

Reason for Determination:

The park is highly developed and not intended for routine use of horses or pack animals. This restriction is intended to reduce any possible conflict between users and to protect the cultural landscape.

36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES

The use of roller-skates, skateboards, roller skis, coasting vehicles, or similar devices is not allowed in the following areas:

- On all sidewalks, roadways designated for pedestrian use, in the Visitor Center, the Stables / Museum, and within the historic structures.

Reason for Determination:

These restrictions are intended to reduce any possible conflict between users, protect natural and cultural resources, and for public safety concerns. In consideration of the increased potential for resource damage, threat to wildlife and the health and safety of visitors these activities are prohibited.

36 CFR §2.21 – SMOKING

(a) The superintendent may designate a portion of a park area, or all or a portion of a building, structure or facility as closed to smoking when necessary to protect park resources, reduce the risk of fire, or prevent conflicts among visitor use activities. Smoking in an area or location so designated is prohibited.

Smoking is prohibited at or inside:

- Within 25 feet of any entrance or exit primarily accessed by the visiting public
- Within 25 feet of any entrance or exit not generally accessed by the public, where smoking would result in smoke traveling through doorways, windows, air ducts, or other openings.
- Within all government buildings/facilities/vehicles
- Smoking is prohibited on and inside the loop walkway surrounding the main house.
- Within 500 feet of any fuel storage dispensing facility

Reason for Determination:

These restrictions are intended to protect the health and safety of park visitors and employees, protect park resources, reduce the risk of fire and prevent conflicts among visitor use activities.

The use of electronic cigarettes (eCigarettes) is prohibited for general health and safety reasons, as there is insufficient information known about the risks of inhaling secondhand vapor and follows Food and Drug Administration (FDA) recommendations.

36 CFR §2.22 – PROPERTY

(a)(2) Property may be left unattended for periods longer than 24 hours in the following areas and under the following conditions:

- None

Reason for Determination:

Unattended property is inconsistent with the orderly management of park areas and may present a security risk or threat to other park resources. Property may not be left unattended in the park for security reasons, for possible health / safety reasons, and it is not compatible with the cultural landscape or interpretive value of the park.

36 CFR §2.23 – RECREATION FEES

(b) Recreation fees, and/or a permit, in accordance with 36 CFR part 71, are established for the following entrance fee areas, and/or for the use of the following specialized sites, facilities, equipment or services, or for participation in the following group activity, recreation events or specialized recreation uses:

Special Recreation Permit Fee (Such as but not limited to, group activities, recreation events, and the use of motorized recreation vehicles):

Activities that require a special use permit:

- Weddings and ceremonies
- Use of conference rooms and training

36 CFR §2.35 –ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

(a)(3)(i) The following public use areas, portions of public use areas, and/or public facilities within the park are closed to consumption of alcoholic beverages, and/or to the possession of a bottle, can or other receptacle containing an alcoholic beverage that is open, or has been opened, or whose seal has been broken or the contents of which have been partially removed:

The consumption of alcoholic beverages or the possession of an open container of an alcoholic beverage is prohibited in the following areas:

Inside the Visitor Center, Stables / Museum, or any historic structure

Reason for Determination:

The restriction is in place to protect facilities and resources from potential damage which may occur from liquid spills or the accumulation of refuse where receptacles are not appropriately present. No interpretive program is conducted which is contributory to alcohol consumption, and none are of a lengthy duration whereby refreshments are necessary to safely complete the program in its entirety.

Exception: As authorized by the Superintendent through a Special Use Permit at specific dates, times, locations, and for a specified duration.

36 CFR §2.38 – EXPLOSIVES

(b) Fireworks and firecrackers may be possessed and/or used in the following areas, under the conditions noted:

- Possession of fireworks and firecrackers in the park is prohibited.

Reason for Determination:

The Ulysses S. Grant NHS is a cultural landscape comprised of several historic structures and modern support buildings such as the Visitor Center and the Stables / Museum. No additional interpretive benefit may be derived through the authorization of fireworks or explosives; conversely, having fireworks and explosives within the park may place these resources at unnecessary risk.

36 CFR §2.62 – MEMORIALIZATION

(b) A permit is required for the scattering of ashes from cremated human remains, or in the following designated areas without a permit, in accordance with the following terms and conditions:

- The scattering of human ashes from cremation is prohibited throughout the park.

Designated Areas without a permit:

- None

Reason for Determination:

The Ulysses S. Grant NHS grounds are a highly developed cultural and natural resource within an urban area where concentrations of people gather. Scattering ashes conflicts with the public uses specific to the park.

36 CFR §4.10 – TRAVEL ON PARK ROADS AND ROUTES**(b) Operating a motor vehicle is prohibited except on park roads, in parking areas and on routes and areas designated for off-road motor vehicle use.**

- Electric powered mobility assistance devices (e.g. electric scooters, wheelchairs, Segway devices) for the purpose of transporting persons with disabilities are permitted on park roadways and walkways.

The use of Segways and motorized scooters as a mobility assistive device, as outlined above, must also adhere to the following:

- (a) No person under 16 years of age may operate Segways, without adult supervision
- (b) A person shall operate any mobility assistive device in a safe and responsible manner; maximum speed will not exceed more than 8 miles per hour ("Segway Sidewalk/Intermediate" key), so as not to endanger one's self or other park visitors.
- (c) A person riding any mobility assistive device upon and along a sidewalk, while crossing a roadway in a crosswalk, entering or exiting from an elevator, boarding a vessel, or on any other surface shall have all the rights and duties applicable to a pedestrian under the same circumstances, except that the mobility assistive device operator must always yield to other pedestrians (park visitors). Elevator use will be the only exception – users on any mobility assistive device will enter first, be allowed time to park and secure such device and will be last to exit.

Reason for Determination:

Mobility impaired persons may opt to utilize a Segway as a form of locomotion when traditional forms of wheelchairs or motorized wheelchairs are not chosen as their means of transportation. This is least restrictive to persons with a mobility impairment and allows them to participate in park events or educational opportunities.

36 CFR §4.21 – SPEED LIMITS**(b) The following speed limits are established for the routes/roads indicated:**

- The speed limit within Ulysses S. Grant NHS is 5 miles per hour.

Reason for Determination:

This speed limit is established to facilitate the safe and undisruptive travel throughout the park without placing visitors or pedestrians at risk.

36 CFR §4.30 – BICYCLES

(f) Closures and other use restrictions. A superintendent may limit or restrict or impose conditions on bicycle use or may close any park road, parking area, administrative road, trail, or portion thereof to bicycle use, or terminate such condition, closure, limit or restriction:

- Bicycling is not allowed in the park with the exception of the parking lot.

Reason for Determination:

Pedestrian walkways are not wide enough for both pedestrians and bicyclists to safely enjoy the cultural and natural resources.

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